

RESOLUTION 13-2013

RESOLUTION CREATING THE CITY SALES TAX FUND AND DEFINING ITS
INTENDED USES

WHEREAS, The citizens of Millington voted on August 2, 2012 on whether or not to enact a city sales tax in the amount of .5% on all sales subject to the local option sales tax as defined in the Tennessee code Annotated; and

WHEREAS, The Shelby County Election Commission initially declared that the referendum failed to receive a vote of a majority of those voting and therefore was not adopted; and

WHEREAS, The City of Millington filed in Chancery Court to have the referendum certified as adopted after it was learned that said Election Commission allowed individuals to vote from outside the city limits of Millington; and

WHEREAS, Chancellor Goldin ruled in October 2012 that the referendum was adopted by a majority of Millington citizens; and

WHEREAS, the Tennessee Department of Revenue notified all entities registered to collect sales tax in Millington to begin collecting the tax on December 1, 2012; and

WHEREAS, the City of Millington received the initial month's collection of the tax in February; and

WHEREAS, the Board of Mayor and Aldermen do not intend for such tax to be used for general governmental purposes.

NOW, THEREFORE, BE IT RESOLVED by the Board of Mayor and Aldermen of the City of Millington, Tennessee, that the City Sales Tax Fund is created as a special revenue fund and that all collections from the .5% city sales tax shall be deposited into said fund; and

BE IT FURTHER RESOLVED, That the intended use of this tax is to reimburse the City General Fund for all costs incurred for professional fees, advertising and mailings in connection with efforts to establish a city school system, costs associated with the proposed establishment and/or operation of a city school system and to the extent available for the acquisition of a new city library; and

BE IT FURTHER RESOLVED, That all expenditures of the fund shall be subject to budgets adopted by the Board of Mayor and Aldermen for said purposes.

This Resolution is adopted as of the 5th day of March, 2013.

Terry G. Jones, Mayor

Lorrie Beth Leach, City Clerk